

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	4:06CR3040
v.)	
)	
NOE GUSTAVO CHAVEZ LOYA,)	
)	
Defendant.)	ORDER
_____)	

IT IS ORDERED:

1. The motion of counsel for defendant to withdraw, filing 63, is granted. The Federal Public Defender for the District of Nebraska shall provide the court with a draft appointment order (CJA Form 20) for substitute counsel bearing the name and other identifying information of the CJA Panel attorney identified in accordance with the Criminal Justice Act Plan for this district.

2. The court finds that the ends of justice will be served by granting the motion, and a period of thirty days, that is, the time between October 13, 2006 and November 13, 2006 shall be excluded from the calculation of speedy trial time for the reason that it is more important for the defendant to be represented by an attorney who is fully informed and prepared for trial than it is for the defendant to have a speedy trial, and that failure to extend the trial date might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

3. The change of plea hearing that was set for October 20, 2006 is cancelled.

DATED this 13th day of October, 2006.

BY THE COURT:

s/ *David L. Piester*

David L. Piester
United States Magistrate Judge